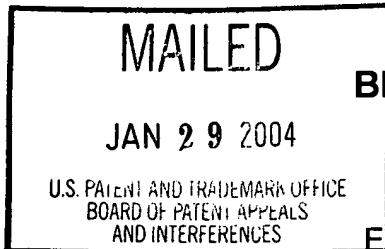


UNITED STATES PATENT AND TRADEMARK OFFICE



**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

**Ex parte RUSSEL SHIRLEY, MICHAEL R. CONBOY
and HORACE PAUL BOWSER JR.**

Application No. 10/010,412

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on December 23, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

There is no indication on the record that the examiner signed the Examiner's Answer. The only signatures on the Examiner's Answer are for the conferees. Appropriate correction is required.

There is no indication that the fee for the Notice of Appeal was collected. Permission was given to charge the fee, but the record does not show that the fee was charged.

Application No. 10/010,412

Accordingly, it is

ORDERED that the application is returned to the Examiner to sign the Examiner's Answer, charge the Notice of Appeal fee and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

DALE M. SHAW
Program and Resource Administrator
(703) 308-9797

cc: Robert J. Crawford
Crawford PLLC
Suite 390
1270 Northland Drive
St. Paul, MN 55120

DMS/eld
RA04-0218